IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 2683 of 2005

Between:

Smt. Parvathi, W/o Ramulu
R/o Anthargaon Village, Kalher Mandal, Medak District.

..... PETITIONER

AND

1 The District Collector, Medak Medak District.
2 Joint Collector, Sangareddy, Medak District.
3 The Revenue Divisional Officer, Sangareddy at Medak district.
4 The Mandal Revenue Officer, Kalher, Medak District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue a writ, order or direction more particularly one in the nature of writ of Mandamus, declaring the action of the respondents in issuing the impugned order No.CSA/1/Rev/2005, dt. 09/02/2005 staying the orders of the 2nd respondent as illegal, arbitrary void ab initio and violative of petitioner's fundamental rights guaranteed by Article 14 & 19 (1) (g) of the constitution of India and to set a aside the same.

Counsel for the Petitioner: M/S.MOHAN VINOD & ASSOCIATES

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court made the following :

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies appearing on behalf of the respondents and with their consent the writ petition is taken up for disposal at the stage of admission.

The petitioner filed this writ petition questioning the impugned order passed by the first respondent-District Collector, Medak in Proc.No.CSA/1/Rev/2005, dated 09-02-2005 granting stay of the orders, dated 20-01-2005, of the second respondent-Joint Collector, Sangareddy, Medak District, who stayed the operation of the orders passed by the third respondent, dated 10-01-2005 suspending the authorization of the petitioner in respect of Fair Price Shop, Anthergoan village, Kalher Mandal of Medak District.

The petitioner states that the Sarpanch of the Gram Panchayat, Anthergoan village has no locus standi to file a revision before the first respondent-Collector against the order of the second respondent-Joint Collector granted in favour of the petitioner. The petitioner further states that the appeal filed by her on 20-01-2005 against the orders of the third respondent, dated 10-01-2005 is still pending before the second respondent.

Though this Court ordered notice before admission and granted interim suspension of the impugned order of the first respondent, dated 09-02-2005, no counter-affidavit is filed on behalf of the respondents.

Under the circumstances, without going into the merits of the case, I deem it appropriate to direct the second respondent-Joint Collector, Sangareddy, Medak District to dispose of the appeal filed by the petitioner, dated 20-01-2005, in accordance with law expeditiously, after giving opportunity of hearing to the parties concerned. Till such time, status quo obtaining as on today shall be maintained.

With the above direction, the writ petition is disposed of at the stage of admission. No costs.

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N.V. RAMANA, J

Date: 21-4-2005

Svv

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The District Collector, Medak Medak District.
2 Joint Collector, Sangareddy, Medak District.
3 The Revenue Divisional Officer, Sangareddy at Medak district.
4 The Mandal Revenue Officer, Kalher, Medak District.

5 Two Ccs. to the Government Pleader for Civil Supplies, High Court Buildings, A.P., Hyderabad (OUT).

6 Two CD copies

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